

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-427-5

Relating to Exemptions Under Section 27156
of the California Vehicle Code

NCDL Performance Parts
Hyperspeed Controller

Pursuant to the authority vested in the Air Resources Board by Section 27156 of the Vehicle Code; and

Pursuant to the authority vested in the undersigned by Section 39515 and Section 39516 of the Health and Safety Code and Executive Order G-02-003;

IT IS ORDERED AND RESOLVED: That the installation of the Hyperspeed Controller, produced and marketed by NCDL Performance Parts, 2748 Jefferson Street, Napa, California 94558, has been found not to reduce the effectiveness of the applicable vehicle pollution control systems and, therefore, is exempt from the prohibitions of Section 27156 of the Vehicle Code for 2002 model-year and older Honda motorcycles equipped with fuel injection, manifold absolute pressure sensors, and oxygen sensor feedback control.

The Hyperspeed Controller includes the following main components: Hyperspeed Controller, OEM compatible oxygen sensor harness connectors, and hardware.

This Executive Order is valid provided that the installation instructions for the NCDL Performance Parts Hyperspeed Controller will not recommend tuning the vehicle to specifications different from those of the vehicle manufacturer.

Changes made to the design or operating conditions of the NCDL Performance Parts Hyperspeed Controller, as exempt by the Air Resources Board, which adversely affect the performance of the vehicle's pollution control system shall invalidate this Executive Order.

This Executive Order shall not apply to any NCDL Performance Parts Hyperspeed Controller advertised, offered for sale, sold with, or installed on a new motor vehicle prior to or concurrent with transfer to an ultimate purchaser.

Marketing of the NCDL Performance Parts Hyperspeed Controller using any identification other than that shown in this Executive Order or marketing of the NCDL Performance Parts Hyperspeed Controller for an application other than those listed in this Executive Order shall be prohibited unless prior approval is obtained from the Air Resources Board.

This Executive Order does not constitute any opinion as to the effect the use of the NCDL Performance Parts Hyperspeed Controller may have on any warranty either, expressed or implied by the vehicle manufacturer.

This Executive Order is granted based on an examination of the On-Board Diagnostic system of a 2002 Honda VTX1800R motorcycle in the modified configuration, and a measurement of the emissions impact of the device using the Cold-Start CVS-75 Federal Test Procedure. Results from emissions testing conducted at Northern California Diagnostic Laboratories, Inc., are shown below (in grams per kilometer, with deterioration factors applied):

Model-Year	Model	Class	Test Group	HC+NOx	CO
2002	Honda VTX1800R	III	2HNXC01.8CFB	0.5470	2.579
			Standard	0.8	12.0

If evidence provides the ARB with reason to suspect that the Hyperspeed Controller will affect the durability of emission control systems, NCDL Performance Parts shall be required to submit durability data to show that the durability of vehicle emission control systems are not, in fact, affected and/or that the add-on or modified part demonstrates adequate durability.

The ARB reserves the right in the future to review this Executive Order and the exemption provided herein to assure that the exempted add-on or modified part continues to meet the standards and procedures of Title 13, California Code of Regulations, Section 2222, et seq.

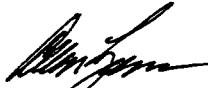
THIS EXECUTIVE ORDER DOES NOT CONSTITUTE A CERTIFICATION, ACCREDITATION, APPROVAL, OR ANY OTHER TYPE OF ENDORSEMENT BY THE AIR RESOURCES BOARD OF ANY CLAIMS OF THE APPLICANT CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF NCDL PERFORMANCE PARTS' HYPERSPEED CONTROLLER.

No claim of any kind, such as "Approved by the Air Resources Board", may be made with respect to the action taken herein in any advertising or other oral or written communication.

Violation of any of the above conditions shall be grounds for revocation of this order. The order may be revoked only after a ten-day written notice of intention to revoke the order, in which period the holder of the order may request in writing a hearing to contest

the proposed revocation. If a hearing is requested, it shall be held within ten days of receipt of the request and the order may not be revoked until a determination is made after the hearing that grounds for revocation exist.

Executed at El Monte, California, this 13TH day of January, 2003.



Allen Lyons, Chief
Mobile Source Operations Division